

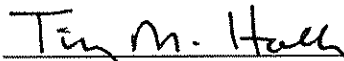
**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE**

WILLIE DAVIS, JR., NATHANIEL	)	
BRIDDELL, GEORGE W. FEDDIMAN,	)	
JOSEPH GARISON, LARRY E. GIBBS,	)	
ROY H. WALTERS, and ALL	)	
SIMILARLY-SITUATED CURRENT	)	
AND FORMER EMPLOYEES OF	)	
MOUNTAIRE FARMS, INC.,	)	
MOUNTAIRE FARMS OF DELMARVA	)	
INC., and MOUNTAIRE FARMS OF	)	
DELAWARE, INC.,	)	
Plaintiffs,	)	Civil Action No. 04-414 – SLR
v.	)	
	)	
MOUNTAIRE FARMS, INC., a Delaware	)	
Corporation, MOUNTAIRE FARMS OF	)	
DELMARVA, a Delaware Corporation,	)	
and MOUNTAIRE FARMS OF	)	
DELAWARE, INC., a Delaware	)	
Corporation,	)	
Defendants.	)	

**DEFENDANTS’ OPPOSITION TO MOTION FOR RECONSIDERATION**

Defendant respectfully submits that Plaintiffs’ Motion for Reconsideration (D.I. 123) of the Court’s Order dated July 31, 2008 (D.I. 122) should be denied because Plaintiff has not presented any facts or points of law that were not previously considered by the Court. *See Tillman v. Pepsi Bottling Group, Inc.*, 2008 WL 1987262, at \*2 (D. Del.) (stating, “[m]otions for reconsideration are the ‘functional equivalent’ of motions to alter or amend judgment under Federal Rule of Civil Procedure 59(e)” and “[a] motion for reconsideration is not properly grounded on a request that a court rethink a decision already made”). *See also Bacon v. Carroll*, 2008 WL 2037753, at \*1 (D. Del.) (stating, “[a]s a general rule, motions for reconsideration should be rarely granted” and denying motion where plaintiff “failed to adduce any evidence in support of his Motion for Reconsideration that was not previously considered by the Court”).

Respectfully submitted,

A handwritten signature in dark ink, appearing to read "Tim M. Holly", is written over a horizontal line.

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DATED: August 4, 2008

CBLH: 626519